

COUNTY OF ERIE

LOCAL LAW NO. 11-1974

LOCAL LAW INTRO. NO. 27 [Print #1]

1974

A LOCAL LAW amending Local Law No. 1 - 1959, constituting the Erie County Charter, by amending § 310 thereof by renumbering the present subsection b. as subsection c., and adding a new subsection b. to provide that computer operations of the Department of Central Police Services shall be under the exclusive jurisdiction of the Commissioner of the Department of Central Police Services.

BE IT ENACTED BY THE ERIE COUNTY LEGISLATURE, AS FOLLOWS:

Section 1. Basis for local law. By Local Law No. 13 - 1972, effective November 8, 1972, which became Charter Section 310, there was created in the office of the county executive a division of data processing directed at direction and coordination by a single director of all county-operated computer equipment. At approximately the same time, by Local Law No. 3 - 1972, effective August 14, 1972, and by Local Law No. 2 - 1972, effective October 12, 1972, there was created the Department of Central Police Services, one of the county-wide services of which will be the operation of a computer system devoted to the field of criminal justice. One of the aspects of the computer system of the Department of Central Police Services will be the development, storage, and dissemination to participating police departments of criminal offender record information, the effectiveness of which service will be dependent on exchange with and receipt of information from a state and federal information and

computer network. The state and federal networks require as a condition of their interchange of information that the recipient computer network be under the management control of a criminal justice agency, be primarily dedicated to the service of the criminal justice community, and remain fully independent of non-criminal justice data systems. The reason for this is that the information being dealt with and which consists largely of criminal offender record information is of a sensitive nature and must be protected from indiscriminate disclosure for other than criminal justice purposes.

Consequently, although the basic purpose of the county's division of data processing is to minimize fragmentation of computer systems in the county and to effectuate efficiency and economy through coordination insofar as practicable of various computer operations, the computer operation of the Department of Central Police Services is highly specialized, is not of a type amenable to integration with the computer operations of other county offices, requires a high degree of security, and in order to avail itself of information from state and federal networks must operate independently of the computer systems of other county offices.

Accordingly, the provisions of Charter Section 310 are being changed by the instant local law to provide that the Department of Central Police Services computer operation shall function as a separate computer entity under the control of the Commissioner of Central Police Services rather than that of the Director of the Division of Data Processing, but shall continue to be subject to contracting

law shall have been presented to him the county executive shall neither approve it nor return it to the clerk with his objections, the local law shall be deemed to be adopted in like manner as if he had signed it. At any time prior to the approval of a local law or to its return by the county executive, the county legislature may recall the same and reconsider its action thereon.

Section 3. Effective date. This local law shall be effective immediately.

*October 18, 1974, Acknowledgment from
Secretary of State*

*Meeting 19, 9/3/74 Item 4, remain on table
Meeting 21, 9/24/74, Item 5, adopted
10/9/74, County Executive signed L# 8*

